BILL NO. Z-70-02-3/

ZONING MAP ORDINANCE NO. Z-105-70

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. C-2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an M-1 District under the terms of Chapter 36,
Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836; and the symbols on the City of Fort Wayne Zoning Map No. C-2 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots 1 and 2 East Creighton Ave. Addition to the City of Fort Wayne.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Jack Dunigon

APPROVED AS TO FORM AND LEGALITY

Read the first time in full and on motion by Dunfow seconded by	
and duly adopted, read the second time by title and refer	ed
to the (Committee on) Regulations (and to the City Pl	.an
Commission for recommendation) (and Public Hearing to be held after due legal notice,	
at the Council Chambers, City Hall, Fort Wayne, Indiana, on	
theday of196, ato'clock	C 23
P.M. EST.	
Date: 2-24-70 Jund Brachom	_
Read the third time in full and on motion by Dunifor	
seconded by <u>Steigerwald</u> and duly adopted, placed on its passage.	
Passed (1987) by the following vote:	
AYES <u>8</u> , NAYS <u>0</u> , ABSTAINED, ABSENT _/_ to-wit:	
Adams Dunifon Fay Geake Nuckols Robinson Rousseau Steigerwald Tipton Date H 14-70 The Manual	
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 2-10.	5-70
on the 14 day of april , 19672.	
Tand Boundson Meles to him of the City Clerk Presiding Officer	
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the day	y
of april , 19670 at the hour of 8:30 o'clock A.M., E. S.T. Tuesd M. Bonakson	n_
City Clerk Approved and signed by me this 15.7% day of	
	т,
at the hour of 2:38 o'clock P.M., E.S.T.	

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on February 24, 1970, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-70-02-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and, $\,$

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 16, 1970;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PRSS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 23, 1970.

Certified and signed this 13th day of April 1970.

Mary ann Haynie

Mary Ann Haynie

Secretary

Bill No.	Z-70-02-31	- ®			
		REPORT OF THE COMMI	TTEE ON REGULA	ATIONS	
We, your	Committee on	Regulations	_ to whom was re	eferred an Ordi	nance
amend:	ing the City of For	rt Wayne Zoning Map N	o. C-2,		
		,			-
	-				
have had	said Ordinance un	der consideration and	beg leave to re	eport back to t	he Common
Council	that said Ordinanc	PASS.	Λ	1621) /
JACK	K. DUNIFON, Chairm	an	The state of the s	K 2 B-	kengt
EDWIN	J. ROUSSEAU, Vice	-Chairman	Jem	> /Cons	earlf
THOMA	S G. ADAMS		1	110	· · · · · · · · · · · · · · · · · · ·
WILLI	AM K. GEAKE		1051	Tecke	
PHIL	A. STEIGERWALD		(Thell)		ato
				ONCURREDAN	
		D	ATE 4-14-70 F	UAD G. BONAHOO	M, CITY CLERK

PETITION TO REZONE

We, the undersigned, being the owners of more than fifty-one (51) percent of
the real estate hereinafter described, do hereby respectfully petition the
Common Council to enact an ordinance to reclassify from a/an $8/8$
District to a/an District, the real estate described as fol-
lows, to-wit:

LOTS I AND Z EAST CREIGHTON AVE ADDITION TO THE CITY OF FORT WAYNE

Sauced	Emerick	* Vacalon	Corpustion	
•				
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•	·····			

PETITION TO REZONE

We, the undersigned, being the owners of more than fifty-one (51) percent of
the real estate hereinafter described, do hereby respectfully petition the
Common Council to enact an ordinance to reclassify from a/an B/1B
District to a/an District, the real estate described as fol-
lows, to-wit:

LOTS I AND 2 EAST CREIGHTON AVE. ADDITION To the CITY OF FORT WAYNE

RESTRICTIVE COVERANT

Wareful C, and No	orma Z. Emerick	
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being the owners of the real estate in Allen County, Indiana, described as

THE PROPERTY OF BUILDING DE IN MOSE THE BUILDING

in consideration of permission to one suid real estate for in territori dent.

Let a foreste for company company out agree, for outsides, professor, processors and assigners as college.

We will not spect, by penals to be abstract, any builting on according of any nature on said seek estate neares than 10 test to the 100th Time of the origin of the test posts of the project of the proj

ned is not a personal covenant, but shall run with the land and not red nameful of all owners of real estate within 1960 undered four to sale sate and of the public. It may be enforced 50 in impaired to make the red of the real sale of the public of the City of four deposits benefit to the course of the cours

Times our rends and sense with AGM any at MARCH.

Harred Course States

STATE OF INDIANA) SS: COUNTY OF ALLEN)
Before me, a notary public in and for said County and State this
267H day of MARCH , 1987U, personally appeared
HAROLD C. EMPRICK AND MORMA L. EMPRICK
and acknowledged the execution of the above Restrictive Covenant to be their
voluntary act and deed.
Devel & Duc Line
(SEAL)
My Commission Expires: AUGUST 15, 1173
PREPARED BY Harold English

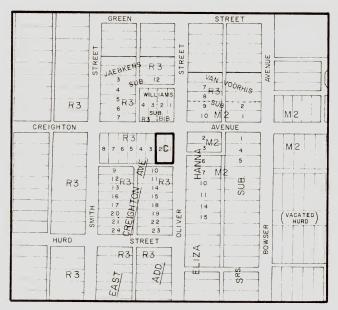
RESTRICTIVE COVENANT

, #XX	Sheldon R. Wagner
being the owners	of the real estate in Allen County, Indiana, described as
follows:	
1-4 2 1- 5	ast Creighton Avenue Addition
LOC 2 IN C	ast treighton Avenue Audition
in consideration	of permission to use said real estate for MI permitted uses
Helly R.	hereby covenant and agree, for ourselves, grantees
personal represer	ntatives, successors and assignees as follows:
No vill	not erect, or permit to be erected, any building or
	f any nature on said real estate nearer than 10
	south line of the right-of-way of
Creighton	
	bxxbcxaeacxaeaccaecacxaeacacacacacacacacacac
	XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
****	BEYARDIX XHACADADADADADADADADADADADADADADADADADADA
	XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
	And the state of t
^^^^^	XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
This is	not a personal covenant, but shall run with the land and
Lawre to the bene	efit of all owners of real estate within five hundred feet
of said real est	ate, and of the public. It may be enforced by injunction
on orbandise by	any of said owners or by the City of Fort Wayne on behalf
se she sublace.	and the second s
Vituese	hand and seals this 2 ND day of APRIL,
	00 01 0 0
	Alold R Warner 16 SEAT
	Glieblan R. Wagner (SEAL
	(SEAL

Illino	's	
STATE OF INDIANA)	
Cook)	SS:
COUNTY OF ALLEN)	

, , , , , , , , , , , , , , , , , , ,
Before me, a notary public in and for said County and State this
0.0
day of 1990, personally appeared
Shelden K. Wagner
and acknowledged the execution of the above Restrictive Covenant to be
voluntary act and deed.
Robert L. Franklin Notary Public
(SEAI.)
My Commission Expires:
NOTARY PUBLIC, STATE OF ILLINOIS NY COMMISSION EXPIRES JAN. 16, 1972
SECULO TRAD ILLINOIS ANTONIO
4
PREPARED BY T. LYMAN NEU

\$ 25.00 February 2 1970 No. 200 DOLLARS



C CHANGE FROM BIB TO MI

2-70-02-31

I-7 ... 52

PAGE No C2

Form Prescribed by State Board of Acc	punts	General Form No. 99 P (Rev	v 1967)
Common Council-City of Ft.	ayne	To MEWS-SENT INEL	Dr.
Allen Count	y, Ind.	FORT WAYNE, INDIANA	
	PUBLISHER'S CLAIN	1	
LINE COUNT			
Display Matter (Must not ex than four solid lines — number of equival	cceed two actual lines, neither of w of the type in which the body of the ent lines	hich shall total more advertisement is set)	
Head number of lines		•	
Body number of lines		68	
Tail number of lines		1	
Total number of line	s in notice	_69	
COMPUTION OF CHARGES			
69lines,colui	nns wide equalsequivaler	nt lines at 2884 19	.87
Additional charge for notice amount)	s containing rule or tabular work (50 per cent of above	
Charge for extra proofs of pu	blication (50 cents for each proof in	excess of two)	
TOTAL AMOUNT OF	CLAIM	10 \$.87
DATA FOR COMPUTING COST			
Width of single column 11 en	ns Size o	f type 5½ point	
Number of insertions2	Size o	f quad upon which type is cast5.1	
Pursuant to the provision and penalties	of Ch. 89, Acts 1967,		
I hereby certify that the foregoing accou- credits, and that no part of the same has l	nt is just and correct, that the amo	unt claimed is legally due, after allowing a	all just
•		a. m. Hostner	an
Date May 8, , 19 70		Title Clerk	
Date May R, 19 70 Molec is hereby given hos on he lifting the control of the lifting of the control of the control of the control of the city of post wevereness. Same following the control of the city of post wevereness are followed by the control of the city of post wevereness of the control of the cont	PUBLISHER'S AFFIDAVIT		
Zoning Mop ordinonce, to-wit: BIII No. Z-70-02-31 ZONING MAP ORGINANCE NO. Z-105-70	State of Indiana ss:		
Fort Woyne Zoning Map No. C2 BE IT ORDAINED BY THE COMMON		notary public in and for said county and sta	ste. the
WAYNE, INDIANA: SECTION 1. That the area described as follows is hereby designoted an M-1 Dis-	undersigned A. M. Hostn	nan who, being duly swor	
nicipal Code of the City of Fort Wayne, Indiano, 1946, as amended by General Or-	that She is Clerk NEWS-SENTIN	DT	of the
the City of Fort Wayne Zoning Map No. C2 referred to therein, established by Section 9, Article III of saids Charter Co.		ewspaper of general circulation printed and pu	hlished
omended, ore hereby changed occording- ly, fo-wit: Lots 1 and 2 Eost Creighton Ave. Addi-			
SECTION 2. This Ordinonce shall be in full force and effect from and otter its	in state and county aforesaid, and	of FORT WAYNE, INDIANA that the printed matter attached hereto is a tru	e copy,
publication thereof. JACK K. OUNIFON, Councilman. Read the third time in full and on	as follows:	paper for 2 time s, the dates of publication	n being
and duly adopted, placed on its passage. Passed by the tollowing vote: Aves eight		oril 27, 1970 ay 4, 1970	
timents. On breby change occording- tions and the property of		a. In Hostina	
Roys none, to-wit: Councilmon Adoms. Absent G. BONAHOOM. City Clerk. Date: 4-14-70. Possed and dopted by the Common Council of the City of Fort Woyne, Indiana, as Zonian Map Ordinance No. 2-105-70 of the Council of the City of Fort Woyne, Indiana, as Zonian Map Ordinance No. 2-105-70 of the Council of the City of the	Subscribed and sworn to before n	ne this 8th day of May	19 70
Council of the City of Fort Woyne, Indiana, as Zoning Map Ordinace No. Z-105-70	Commence of the second	Notary Public	27/
HERBERT G. TIPTON, Presiding Officer ATTEST: (SEAL) FAUD G. BONAHOOM, City Clerk	My commission expires Me	arch 8, 1974	
ATTEST: (SEAL) FAUD G. BONAHOOM, City Clerk Presented to me to the Moyor of the City of Fort Woyne, Indiano, on the 15th day of April, 1970 of the hour of 8:30 o'clock A, M., E.S.T.	Marie San Constitution of the Constitution of		
o'clock A, M., E.S.T. FUAD G. BONOHOOM, City Clerk. Approved and signed by me this 13th doy of April, 1970, of the hour of 2:38 o'clock P,M., E.S.T.	0.5		
o'clock P.M., F.S.T. of the hour of 2:38	The last of the la		

City Clerk.

orm Preso	cribed by State Board of Accoun	its		Form No. 99 P (Rev. 1967)
Common	Council-City of Ft. W	ayne	To. JOURNAL-GAZ	ETTEDr.
llen	County,	Ind.	FORT WAYNE,	INDIANA
		PUBLISHER'S C	CLAIM	
NE COU	NT			
	Display Matter (Must not exce than four solid lines of — number of equivalen	ed two actual lines, neither the type in which the body of t lines	of which shall total more of the advertisement is set)	
	Head number of lines			-
	Body number of lines			68_
	Tail number of lines			1
	Total number of lines	in notice		69
MPUTIC	ON OF CHARGES			
	69 lines, column	ns wide equalsequ	uivalent lines at 288¢	, 19.87
	Additional charge for notices amount)			
	Charge for extra proofs of pub	lication (50 cents for each pr	oof in excess of two)	
	TOTAL AMOUNT OF	CLAIM		\$ 19.87
TA FOR	COMPUTING COST			
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	Width of single column 11 ems		Size of type 5½ point	
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	ertify that the foregoing account d that no part of the same has be	is just and correct, that the	assil	due, after allowing all just
te May	19.70 to 19.70		Title	
af f Reg Zani	office is hereby given that on the 14th of April, 1970, the Common Council the City of Fort Wayne, Indiana, Into ular Sessian did pass the following the May ardinance, to-wit:	PUBLISHER'S AFFI	DAVIT	
ZON AN	No. 2-70-02-31 IING - MAP ORDINANCE NO. Z-105-70 ORDINANCE omending the City of art Wayne Zaning Map No. C-2	State of Indiana AILEN County } ss:	4	
COU	and April 1973. The Common County Lives Sender of Lord 1974 (1974) and the Common County Lives Sender of Lord 1974 (1974) and the Common County Lives Sender of Lord 1974 (1974) and the Common County Lives Sender Sende	undersigned AF	e me, a notary public in and for RVILLA DEWALD	who, being duly sworn, say
trict nicis	one is hereby designated on M-1 Ois- under the terms of Chapter 36, Mu- oal Cade of the City of Fart Wayne, and 1946, as amended by General Or-	that she is	CLERK	of t
the C-2	nce Na. 2836; and the symbols an City of Fart Wayne Zanina Map No. referred to therein, established by Sec-		newspaper of general circ	ulation printed and publishe
ame ly L	nded, are hereby changed according- to-wit: ats 1 and 2 East Creighton Ave. Addi-	in the English language in	the city } of FORT WAYNE	, INDIANA
SE full pass	9, Article III of sold Chopter as and, are here's chonged according- ted, and a constant and a constant is load 2 East Creighton Ave. Addi- tion of the constant and a constant is load 2 East Creighton Ave. Addi- CTO III A. This Continues that be in force and effect from and other in- tered of the constant and the con- cident forced. J. K.K. P. D. HIF FO. Connections. J. K.K. P. D. HIF FO. Connections. J. C. R. D. HIF Connections. J. C. R.	in state and county aforesal	id, and that the printed matter a n said paper for 2 time 8,	ittached hereto is a true cop the dates of publication beir
Re	JACK K. DUNIFON, Councilman.	as follows:	April 27, 1970	-
and Pass	duly adopted, placed on its passage, sed by the following vote: res elaht		May 4. 1970	
Rous	inifon, Fay, Geoke, Nuckols, Rabinson, sseau, Stelgerwald, Tipton.		Strel	la De Hald
Date	FUAO G. BONAHOOM, City Clerk.	Subscribed and sworn to b	efore me this Sth lay of	May 19 7 Ltableton ary Public
as an t	ncil of the City of Fort Wayne, Indiana, Zaning Map Ordinance Na. Z-105-70 he 14th day of April, 1970.		Exit	ary Public
HER ATT FAU	EST: (SEAL) ID G. BONAHOOM, City Clerk	My commission expires	March 8, 1974	***************************************
City	esented to me to the Mayor of the of Fort Wayne, Indiana, on the 15th of April, 1970 at the haur of 8:30	Factor Continues		
o'clo	when he was a second of the se			
day	of April, 1970, at the hour of 2:38 clock P.M., E.S.T. HAROLO S. ZEIS, Mayor.		AS AND THE PROPERTY OF THE PRO	
of F	ort Wayne, Indiana, da hereby certify the above and foregoing is o full			
dings man 1970	Council on the 14th day of April			
signe 15th	do and approved by the Mayor on the day of April, 1970 and now remains file and an record in my affice			
of 11 22nd	TNESS my hand, and the official seal he City of Fort Wayne, Indiana, this day of April, 1970.			
FUA	D G. BONAHOOM, City Clerk.			